

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

MARY ANDRUS; ELEANOR ARCHAMBEAU; DIANE  
BONNEAU; LERTIS CALDWELL; PRISCILLA COTE;  
THERESA DEJOY; LAURAL FANKHAUSER; NANCY  
KENNEDY; BARBARA WILLIAMS; LUCINDA YOEELL,

PLAINTIFFS,

v.

INDEVUS PHARMACEUTICALS, INC., F/K/A  
INTERNEURON PHARMACEUTICALS, INC.; WYETH, INC;  
F/K/A AMERICAN HOME PRODUCTS CORPORATION;  
WYETH PHARMACEUTICALS, INC F/K/A WYETH-  
AYERST PHARMACEUTICALS, INC.; A DIVISION OF  
AMERICAN HOME PRODUCTS CORPORATION; AND  
BOEHRINGER INGELHEIM PHARMACEUTICALS, INC.,

DEFENDANTS.

CIVIL ACTION  
NO. 04-10911 GAO

**AFFIDAVIT OF ROBERT D. ROSENBAUM  
IN SUPPORT OF MOTION TO ADMIT PRO HAC VICE**

I, Robert D. Rosenbaum, a partner in the firm of Arnold & Porter LLP depose and say as follows:

1. I am a member of the Bars of the District of Columbia, the United States District Court for the District of Columbia, the Third and Eleventh Circuit Courts of Appeals, and the United States Supreme Court.

2. I am a member in good standing in every jurisdiction where I have been admitted to practice.

3. There are no disciplinary proceedings pending against me as a member of the Bar in any jurisdiction.

4. I am familiar with the Local Rules of the United States District Court for the District of Massachusetts.

SWORN TO UNDER THE PENALTIES OF PERJURY.

Dated: July 12, 2004

/s/ Robert D. Rosenbaum

Robert D. Rosenbaum

**CERTIFICATE OF SERVICE**

This is to certify that I have on this 12th day of July, 2004, served the Affidavit of Robert D. Rosenbaum in Support of Motion to Admit Pro Hac Vice, upon all parties to the above-captioned action by hand, by United States First Class Mail, postage prepaid, or by Federal Express to the following:

*Counsel for Plaintiffs in Andrus et al v. Indevus Pharmaceuticals, Inc. et al*

Edward J. Barshak (BBO No. 032040)  
Michael S. Appel (BBO No. 543898)  
Sugarman, Rogers, Barshak & Cohen, P.C.  
101 Merrimac Street, 9th Floor  
Boston, MA 02114

Samuel W. Lanham, Jr.  
Cuddy & Lanham, P.A.  
470 Evergreen Woods  
Bangor, ME 04401

Neil D. Overholtz  
Aylstock, Witkin & Sasser, P.L.C.  
55 Baybridge Drive  
PO Box 1147  
Gulf Breeze, FL 32562-1147

*Counsel of Record in other Massachusetts State  
Court Diet Drug Actions filed in Middlesex County*

Russell T. Abney  
Watts Law Firm, LLP  
The Mellie Esperson Building, 16<sup>th</sup> Floor  
815 Walker Street  
Houston, TX 77002  
(713) 225-0500  
(713) 225-0566 fax

Donald G. Beebe  
William K. Grisham  
Donald G. Beebe, P.C.  
P.O. Drawer 85029  
Mobile, AL 36685-0249

*Counsel for Defendants Indevus Pharmaceuticals, Inc. and Boehringer Ingelheim Pharmaceuticals, Inc. in Andrus et al v. Indevus Pharmaceuticals, Inc. et al*

Matthew J. Matule (BBO #632075)  
Skadden, Arps, Slate, Meagher & Flom LLP  
One Beacon Street  
Boston, Massachusetts 02108

T. Bryan Akin, III  
Watts Law Firm, LLP  
The Mellie Esperson Building, 16<sup>th</sup> Floor  
815 Walker Street  
Houston, TX 77002  
(713) 225-0500  
(713) 225-0566 fax

Robert J. Binstock (SBN 02328350)  
Reich & Binstock, LLP  
4265 San Felipe Street, Suite 1000  
Houston, TX 77027  
(713) 622-7271

Riley L. Burnett  
Johnson, Burnett & Chang, L.L.P.  
5005 Riverway, Suite 250  
Houston, TX 77056

J. Robert Davis  
Mignon Angelette Gill  
Law Offices of J. Robert Davis, LLP  
440 Louisiana, Suite 1930  
Houston, TX 77002  
(713) 425-5255

Michael P. Friedman (BBO No. 180200)  
Brickley, Sears & Sorett, P.A.  
75 Federal Street  
Boston, MA 02110  
(617) 542-0896

William R. Gray  
John A. Purvis  
Patrick T. Murphy  
Purvis, Gray & Murphy, LLP  
1050 Walnut Street, Suite 501  
Boulder, CO 80302

Steven W. Harris  
Harris Law Firm  
4407 Parliament Drive  
Alexandria, LA 71315-3701  
(318) 487-1978

J. Christopher Ide  
Miller & Associates  
105 North Alfred Street  
Alexandria, VA 22314

K. Stephen Jackson  
Joseph L. Tucker  
K. Stephen Jackson, P.C.  
2229 First Avenue North  
Birmingham, AL 35203  
(205) 252-3535

Keith M. Jensen  
Law Offices of Keith M. Jensen, P.C.  
514 E. Belknap  
Fort Worth, TX 76102  
(817) 334-0762

Dana G. Kirk (SBN 11507500)  
Kirk Law Firm  
4265 San Felipe Street, Suite 1450  
Houston, TX 77027  
(713) 651-0050

David P. Matthews (Texas Bar No. 13206200)  
Julie L. Rhoades (Texas Bar No. 16811710)  
Abraham, Watkins, Nichols,  
Sorrels, Matthews & Friend  
800 Commerce Street  
Houston, TX 77002-1776

Michael A. Lee  
Stuart V. Kusin  
Susman Godfrey L.L.P.  
1000 Louisiana, Suite 5100  
Houston, TX 77002  
(713) 651-9366

J. Michael Moore  
Guerra & Moore, Ltd., LLP  
440 Louisiana, Suite 1510  
Houston, TX 77002  
(713) 223-4311

Greg McEwen  
McEwen Law Firm Ltd.  
5850 Blackshire Path  
Inver Grove Heights, MN 55076

Dante G. Mummolo (BBO No. 360980)  
Iannella and Mummolo  
One Boston Place, Suite 3615  
Boston, MA 02108  
(617) 742-1388  
(617) 742-1424 fax

John R. Oldham  
Faddis, Oldham & Smith, P.A.  
2709 W. Fairbank Avenue, Suite 200  
Winter Park, FL 32789

Napoli Kaiser Bern & Associates, LLP  
3500 Sunrise Highway  
Suite T-207  
Great River, NY 11739  
(631) 224-1133

Adam Pulaski  
Pulaski & Middleman, L.L.C.  
1177 West Loop South, Suite 400  
Houston, TX 77027

W. Paul Wilkins  
LeBlanc & Waddell  
Essen Centre, Suite 420  
Baton Rouge, LA 70809

Edward A. Williamson  
Fenton B. Deweese, II  
Tashia R. Shannon  
The Edward A. Williamson Law Firm  
509 Church Avenue  
Philadelphia, MS 39350  
(601) 656-5634

/s/ Janice W. Howe

Janice W. Howe  
*Counsel for Defendants Wyeth  
and Wyeth Pharmaceuticals, Inc.*